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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

LINDA M. CETERA,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
 Commissioner of  
 Social Security,

Defendant.

CIVIL NO. C09-00734 PVT

STIPULATION AND IXXXXXXXXX ORDER

The parties hereby stipulate by counsel, with the Court's approval as indicated by issuance of the attached Order, that Defendant shall have an extension of time of 74 days, up to and including August 28, 2009, to answer Plaintiff's complaint. This request is being made because this case was originally assigned to an attorney who went on unexpected and extended medical leave resulting in the need to reassign her entire work load. In the process of these reassignments, the case tracking system used in the Commissioner's Office of the General Counsel has been unreliable and this case was inadvertently overlooked. Defendant will file the answer immediately after filing this proposed order so that no further delay occurs.

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The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

Respectfully submitted,

Dated: August 28, 2009

/s/ James Hunt Miller  
(As authorized via email)  
JAMES HUNT MILLER  
Attorney for Plaintiff

Dated: August 28, 2009

LAWRENCE G. BROWN  
United States Attorney  
LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX  
Social Security Administration

/s/Theophous H. Reagans  
THEOPHOUS H. REAGANS  
Special Assistant U.S. Attorney

Attorneys for Defendant

ORDER

APPROVED AND SO ORDERED.

DATED: January 8, 2010

  
PATRICIA V. TRUMBULL  
UNITED STATES MAGISTRATE JUDGE